

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Response Under 37 CFR 1.116 - Expedited Procedure

: Customer Number: 20277

Masayuki HATA, et al.

: Confirmation Number: 1109

Application No.: 10/766,031

: Group Art Unit: 2815

Filed: January 29, 2004

: Examiner: N. Drew Richards



For: SEMICONDUCTOR DEVICE AND METHOD OF FABRICATING THE SAME

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an Amendment in the above-identified application.

No additional fee is required.
 Applicant is entitled to small entity status under 37 CFR 1.27
 Also attached:

The fee has been calculated as shown below:

NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	27	29	0	\$50.00 = \$0.00
Independent Claims	8	8	0	\$200.00 = \$0.00
Multiple dependent claims newly presented				\$0.00
Fee for extension of time				\$0.00
				\$0.00
Total of Above Calculations				\$0.00

Please charge my Deposit Account No. 500417 in the amount of \$0.00. An additional copy of this transmittal sheet is submitted herewith.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 500417, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Brian K. Seidleck
 Registration No. 51,321

600 13th Street, N.W.
 Washington, DC 20005-3096
 Phone: 202.756.8000 BKS:idw
 Facsimile: 202.756.8087
 Date: February 16, 2006

Please recognize our Customer No. 20277 as our correspondence address.



Docket No.: 057810-0085

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Masayuki HATA, et al.

**RESPONSE UNDER 37 C.F.R. 1.116
EXPEDITED PROCEDURE**

Application No.: 10/766,031

Customer No.: 20277
Confirmation No.: 1109

Filed: January 29, 2004

Group Art Unit: 2815

Examiner: N. Drew Richards

Title: SEMICONDUCTOR DEVICE AND METHOD OF FABRICATING THE SAME

AMENDMENT UNDER 37 C.F.R. § 1.116

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The following Amendment and Remarks are submitted in response to the Office Action dated November 16, 2005. Please amend the above-identified application as follows.